

CLERK'S OFFICE U.S. DISTRICT COURT
AT ROANOKE, VA
FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION
DECEMBER 2022 SESSION

DEC 01 2022

LAURA A. AUSTIN, CLERK
BY: *[Signature]*
DEPUTY CLERK

UNITED STATES OF AMERICA) Criminal No. 7:22CR-11
)
v.)
) **INDICTMENT**
)
MILLOT KEVIN LEXIMA) In Violation of:
)
) 21 U.S.C. § 841(a)(1) and (b)(1)(B)

COUNT ONE

The Grand Jury charges:

1. That on or about March 23, 2022, in the Western District of Virginia, the defendant, MILLOT KEVIN LEXIMA, did knowingly and intentionally distribute 40 grams or more of a mixture and substance containing a detectable amount of N-Phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (Fentanyl), a Schedule II controlled substance.
2. All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

NOTICE OF FORFEITURE

1. Upon conviction of one or more of the felony offenses alleged in this Indictment, the defendant shall forfeit to the United States:
 - a. any property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of said offenses, pursuant to 21 U.S.C. § 853(a)(1).

- b. any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of said offenses, pursuant to 21 U.S.C. § 853(a)(2).
2. The property to be forfeited to the United States includes but is not limited to the following property:

a. **Money Judgment**

An undetermined sum of United States currency and all interest and proceeds traceable thereto, in that such sum in aggregate was obtained directly or indirectly as a result of said offenses or is traceable to such property.

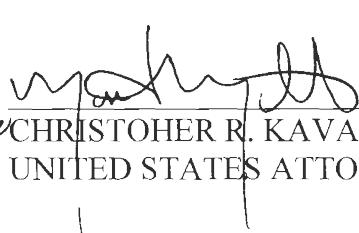
3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL this 1st day of December 2022.

s/FOREPERSON
FOREPERSON


~~re~~CHRISTOPHER R. KAVANAUGH
UNITED STATES ATTORNEY